FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 3002 OF 2006
IN
WRIT PETITION NO. 3609 OF 1997

Office notes, office Memoranda of Coram, appearances, Court's orders or directions & Registrar's orders.	Court's or Judge's Orders

Mr. G. V. Pandya for petitioner

Mr. G. V. Murthy for R

CORAM: SMT. RANJANA DESAI, J.
DATED:-19/12/2006

P.C.:-

Heard learned counsel for the parties.

There is 322 day's delay in filing the present review petition. In my opinion no acceptable reasons are given for condoning the delay.

The learned counsel for the petitioner has relied on the judgment of the Supreme Court in **N. Balakrishnan v. M. Krishnamurthy, (1998) 7 SCC 123**. There can be no doubt that if the explanation offered

by the parties is found satisfactory, the court in exercise of its discretion and in the interest of justice must condone the delay. In the facts of this case, however, I am of the opinion that the explanation is not satisfactory. Hence delay does not deserve to be condoned. Application is rejected.

JUDGE.